

REMARKS

Claims 7 through 28 are pending in this application. Claims 1 through 6 have been cancelled. The present Amendment merely confirms the cancellation of claims 1 through 6 at the time the application was filed. During a telephonic communication on October 26, 2005, Examiner Le confirmed that claims 1 through 6 were cancelled. Accordingly, the Restriction Requirement set forth below is actually between claims 7 through 11 as Group I and claims 12 through 28 as Group II.

In the Office Action dated October 20, 2005, the Examiner imposed a Restriction Requirement pursuant to 35 U.S.C. §121, requiring election of either:

Group I. Claims 1 through 11 (**actually claims 7 through 11**) directed to a semiconductor element; or

Group II. Claims 12 through 28 directed to a method.


In response Applicants elect to prosecute semiconductor element claims 7 through 11 (Group I). Favorable consideration of claims 7 through 11 is solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Application No.: 10/796,154

Respectfully submitted,

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